

ASSEMBLY BILL

No. 1581

Introduced by Assembly Member Garcia

February 22, 2005

An act to amend Section 530 of the Penal Code, relating to identity theft.

LEGISLATIVE COUNSEL'S DIGEST

AB 1581, as introduced, Garcia. Identity theft.

Existing law makes it a felony or misdemeanor, to falsely personate another, or obtain the personal identifying information, of another as defined, and use it for any unlawful purpose. Existing law also provides for a person who believes he or she is a victim of identity theft to initiate a law enforcement action, to have access to certain information as specified, and the Department of Justice is required to maintain a database of individuals who have been victims of such an offense.

This bill declares the Legislatures intent to protect the citizens of California from identity theft.

This bill also makes a technical, nonsubstantive change to the false personation provision.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. It is the intent of the Legislature to amend the
- 2 identity theft provisions.
- 3 SEC. 2. Section 530 of the Penal Code is amended to read:

1 530. Every person who falsely personates another, in either
2 his *or her* private or official capacity, and in such assumed
3 character receives any money or property, knowing that it is
4 intended to be delivered to the individual so personated, with
5 intent to convert the same to his *or her* own use, or to that of
6 another person, or to deprive the true owner thereof, is
7 punishable in the same manner and to the same extent as for
8 larceny of the money or property so received.

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